

CITY OF MARION – REGULAR MEETING

March 24, 2014

Minutes of a Regular Meeting held at Marion City Hall Monday March 24, 2014. Mayor Butler called the meeting to order at 6:30 P.M.

The City Clerk was instructed to call the roll and the response was as follows:

PHYSICALLY PRESENT: COMISSIONERS RIX, RINELLA, GOSS, PATTON AND MAYOR BUTLER

ABSENT: NONE

The Minutes of the Regular Meeting of March 10, 2014, the Special Meeting minutes of March 15, 2014 and March 29, 2014 were both approved as presented.

Chief of Police John Eibeck presented to the Council information on the telephone system and recorder that had been on order for some time for the new Police Department Building. On closer examination of the telephone equipment, of which the approved cost estimate was \$10,395.00, it was found that the new telephone equipment was not set up for digital system so John had to renegotiate the new contract price finally getting the price down to \$11,505.00 from \$16,005.00 which is only \$1,100.00 higher than the original price. Chief Eibeck asked for approval of the updated bid of \$11,505.00. Commissioner Rix made a motion to approve the updated bid of \$11,505.00. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Police Chief Eibeck announced he was retiring as Police Chief as of July 31, 2014 after 29 plus years of service to the City. John said he would be here to see the Police Department moved into their new facilities with the Ribbon Cutting scheduled for the 3rd week of May. Mayor Butler stated he regretted to see John retire; that he had been a great Chief of Police following high standards.

J. R. Russell of the Marion Ministerial Alliance came before the Council asking for assistance with putting on a concert “Will Rock for Food” at the Civic Center. Mr. Russell was asking for help with the rental and lighting at the Civic Center. Commissioner Rix made a motion to donate the cost of the rental and lighting at the Civic Center. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Mr. Russell also asked for help paying for advertisement for the “Will Rock for Food” event. Commissioner Rinella made a motion to donate \$500.00 to the advertising budget for the “Rock for Food” concert. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Coach Portee came before the Council asking for a donation for his program of helping with poor children to come to his event. So far Harley-Davidson, Pepsi-Cola and Rent One have volunteered to help sponsor his event for the children. Commissioner Goss made a motion to give \$1,000.00. Commissioner Rix seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

City Administrator Gail West said Jim Phemister had been asked to check out the furnace situation at the Marion Carnegie Library. The Library has fourteen (14) furnaces currently. This is due to the additions that have been added throughout the years. The #9 furnace is in need of repair. Bids were presented for three different options. After consideration, Commissioner Rix made a motion to approve D & C Heating and Cooling for Option 3 to Replace AC Coil, Replace Heat Coil, Replace Air Handler and Replace Rooftop Condenser all for a price of \$11,476.00 subject to Jim Phemister's review. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Treasurer Steve Hale presented a quote from WTI Systems for \$73,055.00 for a new software program with implementation for the Treasurer's office. This system will not become antiquated for many years. The Treasurer's office current system is nearly 20 years old. The money is in next year's budget with the bid price good through March 31, 2014 and payment deferred until after May.

Commissioner Rinella made a motion to approve the purchase of the new accounting software for the Treasurer's office as proposed at a cost of \$73,055.00. Commissioner Rix seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Commissioner Goss asked for approval to enter into a contract for supporting the software for Asset Tracking for the Street Department on a 90 day trial basis to see if it is satisfactory and meets the needs of the Street Department. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Commissioner Goss made a motion to approve a bid from County Material for \$18,312.50 for a precast culvert for the Refuge paid from Gas Tax. The Council had approved a bid for a smaller culvert on 2/24/2014 but Street Superintendent John Bradley had recommended a bigger box culvert for the Refuge. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Commissioner Goss made a motion to approve a sidewalk project in the 200 block of West Main Street – (Old Banterra Bank Building area) to remove existing sidewalk and replace with new sidewalk - bid from Samron Midwest Contracting in the amount of \$19,500.00. Funds to pay for the project will come from TIF money. Commissioner Rix seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Commissioner Patton made a motion to authorize the replacement of the sewer lines in the Second Street, Third Street and Fourth Street areas bordered by Main Street on the north and Cherry Street on the south. Estimated cost of project is \$240,000.00 to be paid through local funds. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Commissioner Patton made a motion to approve payment for the damage repair and standard routine overhaul to three blowers in the Sewer Department. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Human Resource Director Jane Kidwell presented changes to the Employee Handbook due to changes in the Illinois State Statutes.

Under Article IV General Work Guidelines, Section 401 General Work Rules

5. Being convicted of a felony. (TO BE DELETED FROM HANDBOOK)

Under Section 611: Safety and Security - - Change in who has access to the recording system. Access will be limited to the Safety Director and the IT Director. Upon confirmation of suspicious or illegal activity, access may be granted to the Department head in whose area the questionable activity occurred.

Any employee caught tampering with the Security Surveillance System will be disciplined up to and including discharge. Any non-employee caught tampering with the system will be prosecuted to the fullest extent of the law.

1. The legalization of cannabis in the State of Illinois for certain designated medical conditions does not change the City's obligation to adhere to Federal Statute regarding cannabis use: THC remains an illegal substance, the use of which is regulated by the Federal Government. Any employee of the City of Marion who may be prescribed cannabis for the treatment of a designated illness, will be required to report this to his/her supervisor and to submit to a drug test, in accordance with Federal policy. Employees testing positive for THC on a drug test will be required to produce the identification card required by the State of Illinois, and will be required to test negative prior to returning to work. Failure to meet these policies will result in discipline, up to and including termination.

City Attorney Steve Green will investigate the "*Being convicted of a felony*" deletion.

Jane also presented the EEO report which has to be reported every other year. It is a compilation of the ethnicity and demographics of the City's employees. The report shows the hiring within the City of Marion very closely matches the demographics of the area.

Commissioner Goss made a motion to create an Assistant IT full time position as IT Director Terance Henry is currently kept so busy with the present departments, and with the City of Marion constantly growing, the need is definitely there. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY ACCEPTED.

Commissioner Rinella made a motion to approve the job description for the IT Technician – Entry Level as presented. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Mayor Butler read a letter from Elaine Dunn, Kitchen Manager, Senior Citizen Center, stating that she will be retiring from the Senior Citizen Center as of June 1, 2014 with her actual last day

to work being May 1, 2014. She has worked at the Senior Citizens Center for twenty years. Kay Davis, Assistant Kitchen Manager, has agreed to accept the Kitchen Manager Position.

Mayor Butler stated the soccer field located on East Main Street is currently jointly owned by both the City of Marion and the Marion Park District since 1993. Commissioner Patton asked about the possibility of Quit Claiming the City's part of the property to the Park District. Mayor stated he thought that would be the proper thing to do. Commissioner Patton made a motion to have Attorney Steve Green prepare a Quit Claim Deed deeding the City's portion of the Soccer Field on East Main Street to the Marion Park District. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

ORDINANCE NO. 3169 – AN ORDINANCE AUTHORIZING SALE OF LAND TO CASEY'S RETAIL COMPANY. Commissioner Goss made a motion to approve Ordinance 3169 as presented authorizing the sale of property with the tax identification number of 06-14-450-016. Commissioner Rix seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Commissioner Patton made a motion to approve the Management Agreement with Sports Facilities Management, LLC. Commissioner Rinella seconded the motion. Mayor Butler questioned if for reason the City wanted to terminate the agreement could it be done. Commissioner Patton explained that if the City just decided to terminate the agreement, there is a one hundred eighty (180) day clause. If the Sports Facilities Management, LLC does something wrong and doesn't correct the problem within thirty (30) days, then the City can terminate the agreement.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Commissioner Rinella made a motion to approve the Executive Minutes dated January 14, 2013 through August 22, 2013 as corrected with the Executive Minutes to be kept sealed. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Commissioner Rix asked City Engineer Glenn Clarida to contact the Union Pacific Railroad to see if repairs could be made to the Route 13 crossing by the cemetery. It is very rough.

ORDINANCE 3166 – AN ORDINANCE AMENDING ORDINANCE 3076A REGULATING NON-OWNER OCCUPIED DWELLINGS.

Commissioner Patton made a motion to approve Ordinance 3166 as presented. Commissioner Rix seconded the motion. Commissioner Patton said he had talked to Code Director Jim Phemister and he feels the change in Ordinance 3076A is warranted.

ON ROLL CALL VOTE THE MOTION WAS UNANIMOUSLY ACCEPTED.

Ordinance 3161 was tabled.

Human Resource Director Jane Kidwell told the Council plans are coming along nicely for the recognition of the City Employees with 20 years of service to the City. Plans have been made to

combine the Recognition Party with the Annual Employee Family Appreciation Day at the Southern Illinois Miners to be held May 30, 2014 at Southern Illinois Miners Game.

Commissioner Rinella made a motion to pay the monthly bills as funds become available. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY ACCEPTED.

Commissioner Rinella made a motion to approve and pay the Consent Agenda as funds become available. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY ACCEPTED.

8:00 P.M.

Commissioner Rinella made a motion to go into Executive Session to discuss a Personnel matter and a Real Estate matter. Commissioner Rix seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY ACCEPTED.

9:00 P.M.

Commissioner Rix made a motion to go out of Executive Session and resume the Regular Meeting. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY ACCEPTED.

Commissioner Goss made a motion to continue the meeting to Wednesday at 4:00 P.M. Commissioner Rix seconded the motion.

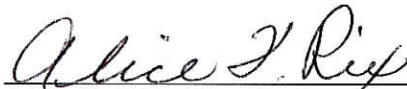
ON ROLL CALL VOTE, IT WAS A UNANIMOUS DECISION TO CONTINUE THE MEETING.

Meeting continued.



Robert L. Butler, Mayor

ATTEST:



Alice F. Rix, City Clerk